

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
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DOC #:

DATE FILED: 12/12/2024

GERARD SILLAM et al.,
Plaintiff(s)
v.
)
)
)
LABATON SUCHAROW LLP et al.,
Defendant(s)
)
)
)

**NOTICE OF VOLUNTARY
DISMISSAL PURSUANT TO
F.R.C.P. 41(a)(1)(A)(i)**

Case No.: 1:21-cv-06675-CM-OTW

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the plaintiff Gerard Sillam and his counsel, hereby give notice that the above captioned action is voluntarily dismissed, with prejudice against the defendants Labaton Sucharow LLP, Christopher J. Keller, and Lawrence A. Sucharow.

Date: December 11, 2024

12/12/2024
/s/ Yen-Yi Anderson
Signature of plaintiff Gerard Sillam's counsel

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Understandably, Mr. Sillam, his lawyer does not seem to understand how Rule 41 works. Because the defendants have filed an answer (see Dkt #39), the plaintiff may not dismiss this action unilaterally pursuant to Rule 41(a)(1)(A)(i). So this filing is of no force and effect. If Mr. Sillam (or Mr. Sucharow) wishes to file the case dismissed, he must move for a court order pursuant to Rule 41(a)(2) - or possibly file a court order pursuant to Rule 41(a)(1)(A)(ii). The court will not consider dismissal without providing for payment of the outstanding sanction (in